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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: GRUBER - 4 PCT

SERIAL NO.: 10/589,634

EXAMINER: Robert J. MCCARRY, JR.

FILED: AUGUST 7, 2007

GROUP: 3617

TITLE: TIE FOR A BALLASTED TRACK

AMENDMENT IN RESPONSE TO FIRST OFFICE ACTION

MAIL STOP: AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Commissioner:

In response to the Office Action dated February 25, 2010,
please amend the above-identified patent application as follows:

Amendments to the Specification begin on page 2 of this
paper.

Amendments to the Claims are reflected in the listing of
claims which begins on page 5 of this paper.

Amendments to the Drawings begin on page 16 of this paper
and include three (3) attached replacement sheets of drawings.

Remarks/Arguments begin on page 18 of this paper.

An Appendix including the amended drawing figures is
attached following page 32 of this paper.